

**Fifth Session of the Compliance Committee (COC)
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Standard format to report on the implementation of GFCM measures

Country/Entity: European Union

Reference of GFCM Measures	Implementing policy, legal or institutional framework	Reference of EU/national law (if applicable)	Progress on operational implementation	Remarks, (including constraints)
Recommendation GFCM/2005/1 concerning the management of certain fisheries exploiting demersal and deepwater species	Community measures under the CFP	Council Regulation (EC) No 1967/2006 (OJ L36/6 of 8 February 2007): Articles 4(3), 8h, 9, 11 14 and Annex	No bottom towed gears are allowed to operate beyond 1000m Panels of netting smaller than 40mm mesh size opening for bottom trawlers are prohibited 40mm square mesh size implemented	
Recommendation GFCM/2005/2 concerning the establishment of GFCM record of vessels over 15 meters authorized to operate in the GFCM area	This Recommendation has been amended by the REC GFCM/33/2009/6	See REC GFCM/33/2009/6	Information regularly updated	Conservation measures established by RFMOs to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 43 (2) TFEU, on the Member States too
Recommendation GFCM/2006/1 concerning the management of certain fisheries exploiting demersal and small pelagics	1.Community measures under the CFP	1.a Council Regulation (EC) No 1967/2006, Articles 12, 18, 19 and Annex II 1.b Council Re 2371/2002 in	- Reduction of the EU fishing fleet capacity has occurred in the recent years (-7,44% in number; -15,36% in GT and -10,52% in kW compared to 1/1/2006)	Further accomplishments are needed by all GFCM members and this will be possible only if the SAC will be put in apposition to

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	2.Support of scientific community by EU MS	<p>entry-exit regime for management of the fishing capacity (Articles 12, 13,14)</p> <p>2. Council Regulation (EC) No 199/2008 and Com Decision 2008/949/EC on Data collection</p>	<p>- The dimensions of fishing gears have been constrained to contribute to the limitation of fishing effort</p> <p>- The setting up of National and Community management plans is under way</p> <p>- The data collection programs are working properly and have recently been further improved to move from a species to a fishery approach</p> <p>- Working groups dedicated to the Mediterranean and Black Sea have been established under the EU scientific advisory Committee (STECF) with a view to increase the number of assessed stocks and for better preparation of data sets to enhance the contribution to the GFCM-SAC advisory process</p>	carry out more evaluations and assessment of the relevant stocks and fisheries
Recommendation GFCM/2006/2 concerning the establishment of a closed season for the Dolphin fish fisheries using fish aggregation devices (FADs)	EU measures under the CFP	<p>1. Council Regulation (EC)No 1967/2006 (OJ L36/6 of 8 February 2007): Article27</p> <p>2. Council Regulations: (EC) No 41/2007, Article 26 (EC) No 40/2008, Article 29 (EC) No 43/2009, Article 28 Since 2010 (EU) proposal for a Regulation by the European</p>	<p>The fishing season for dolphinfish with FADs is fully implemented: extra days to prolong the fishing season in January 2011 were granted to Malta upon request</p> <p>- The reporting to GFCM Secretariat of dolphinfish catches has yet to be done for reference year 2010</p>	<p>Permanent transposition into EU law after the adoption of the proposal for a regulation by the European Parliament and the Council (under examination)</p> <p>-Dolphinfish fishing with FADs is carried out only by ES, IT and MT Conservation measures established by RFMOs to</p>

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		Parliament and the Council on GFCM transposition (under examination)		which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 43 (2) TFEU, on the Member States too
Recommendation GFCM/2006/3 on the establishment of fisheries restricted areas in order to protect the deep sea sensitive habitats	EU measures under the CFP	Council Regulations: (EC) No 41/2007, Article 27 (EC) No 40/2008, Article 30 (EC) No 43/2009, Article 29 Since 2010 proposal for a permanent recommendation (EU) proposal for a Regulation by the European Parliament and the Council on GFCM transposition (under examination)		Until the end of 2009 covered by the provisions of annual TACs Regulation. Permanent transposition into EU law after the adoption of the proposal for a regulation by the European Parliament and the Council (under examination)
Recommendation GFCM/2006/4 on the establishment of a list of vessels presumed to have carried out Illegal, Unreported and Unregulated fishing activities in the GFCM area	This Recommendation has been amended by REC GFCM/33/2009/8	See REC GFCM/33/2009/8		
Recommendation GFCM/2008/1 on a regional scheme on port state measures to combat illegal, unreported and unregulated fishing in the	EU measures under the CFP	1. Council Regulation (EC) No 1005/2008 on Community system to prevent, deter and eliminate IUU fishing	MS obligations under the IUU Council Regulation underway	Permanent transposition into EU law after the adoption of the proposal for a regulation by the European Parliament and

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GFCM area		2. (EU) proposal for a Regulation by the European Parliament and the Council on GFCM transposition (under examination)		the Council (under examination)
Recommendation GFCM/33/2009/1 on the establishment of a Fisheries Restricted Area in the Gulf of Lions	EU measures under the CFP	(EU) proposal for a Regulation by the European Parliament and the Council on GFCM transposition (under examination)	Provisional data submitted by EU in May 2010. Transmission of fishing effort data for ES and FR vessels has been delayed due to difficulties in the process of data verification. (lack of adequate fine spatial scale for logbook and lack of VMS obligations for vessels smaller than 15 m)	Permanent transposition into EU law after the adoption of the proposal for a regulation by the European Parliament and the Council (under examination)
Recommendation GFCM/33/2009/2 on a minimum mesh size in the codend of demersal trawl nets	EU measures under the CFP	- Council Regulation (EC) No 1967/2006 (OJ L36/6 of 8 February 2007): Article 9.3 -(EU) proposal for a Regulation by the European Parliament and the Council on GFCM transposition (under examination)	Full implementation either of the 40 mm square or of the 50 mm diamond mesh size since 31 May 2010	Council Regulation (EC) No 1967/2006; Permanent transposition into EU law after the adoption of the proposal for a regulation by the European Parliament and the Council (under examination)
Recommendation GFCM/33/2009/3 on the implementation of the GFCM Task 1 statistical matrix		(EU) proposal for a Regulation by the European Parliament and the Council on GFCM transposition (under examination)	2010 Deadline: May 2011 2008: Valid data submission provided by almost all countries. Task 1.1: same as above Task 1.2: Countries covered at least partially the request for	Permanent transposition into EU law after the adoption of the proposal for a regulation by the European Parliament and the Council (under examination)

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			<p>data up to the species level. Task 1.3: most MS reported the fleet capacity by fleet segment, aggregated at national level. Some MS reported info on fleet segments' overall engine power. Task 1.4: no info on discards and bycatch by any MS. Some MS reported effort data and provided info on catch or landing. Task 1.5: MS did not transmit any info on biological parameters</p> <p style="text-align: center;">2009: Incomplete submission by MS for reference year 2009</p>	
<p>Recommendation GFCM/33/2009/4 on reporting of aquaculture data and information</p>			<p>GFCM members shall submit the data for all the parameters on an annual basis to the GFCM Secretariat through the SIPAM information system Incomplete submission by MS for 2008 and 2009 reference years</p>	
<p>Recommendation GFCM/33/2009/5 on the establishment of the GFCM Regional Fleet Register</p>	<p>EU measures under the CFP</p>	<p>1. Council Regulation (EC) No 2371/2002, Chapter III 2. Commission Regulation (EC) No 26/2004 (Community fishing fleet Register)</p>	<p>The Community fishing fleet Register is updated on a regular basis by the MS's transmission of national fleet register databases Incomplete submission by MS</p>	<p>Conservation measures established by RFMOs to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 43 (2) TFEU, on the Member States too</p>

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				Lists transmitted to GFCM
Recommendation GFCM/33/2009/6 concerning the establishment of a GFCM record of vessels over 15 meters authorized to operate in the GFCM Area	EU measures under the CFP	1. Council Regulation (EC) No 1967/2006, Article 24 2. Council Regulation (EC) No 2371/2002, Chapter III 3. Commission Regulation (EC) No 26/2004 (Community fishing fleet Register)	The Community fishing fleet Register is updated on a regular basis by the MS's transmission of national fleet register databases. Updated lists already transmitted.	Conservation measures established by RFMOs to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 43 (2) TFEU, on the Member States too
Recommendation GFCM/33/2009/7 concerning minimum standards for the establishment of a vessel monitoring system in the GFCM Area	EU measures under the CFP	1. Council Regulation (EC) No 2371/2002, Chapter V (Article 22) 2. Council Regulation (EC) No 1224, Article 9 3; Commission Regulation (EC) No 2244/2003	Provisions in application by EU MS	Conservation measures established by RFMOs to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 43 (2) TFEU, on the Member States too
Recommendation GFCM/33/2009/8 on the establishment of a list of vessels presumed to have carried out IUU fishing in the GFCM Area, amending Recommendation GFCM/2006/4	EU measures under the CFP	Council Regulation (EC) No 1005/2008 establishing a Community system to prevent deter and eliminate illegal, unreported and unregulated fishing (Ch V: identification of fishing vessels engaged in IUU fishing)	Commission Regulation (EU) No 468/2010	Transmitted to GFCM
Recommendation GFCM/34/2010/1 concerning the establishment of a GFCM Logbook	EU measures under the CFP	Council Regulation (EC) No 1224/2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy	Fully implemented	EU provisions applicable to vessels of more than 10m

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Recommendation GFCM/34/2010/2 on the management of fishing capacity	EU measures under the CFP	Council Regulation (EC) No 2371/2002 on the conservation and sustainable exploitation of fisheries resources under the Common Fisheries Policy	Fully implemented Information on vessels above 15m provided Existing fishing capacity management plans provided Incomplete submission by MS	EU provisions applicable to all vessels Entry/Exit scheme and overall capacity reduction measures established
Recommendation GFCM/26/2001/1 by ICCAT regarding compliance with management measures which define quotas and/or catch limit	EU measures under the CFP	Annual Council Regulation (EU) fixing for 2010 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in EU waters and, for EU vessels, in waters where catch limitations are required		Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.
Recommendation GFCM/31/2007/3(A) by ICCAT to establish a multi-annual recovery plan for bluefin tuna in the eastern Atlantic and Mediterranean (06/05)	EU measures under the CFP	Council Regulation (EC) No 1559/2007 of 17 December 2007 establishing a multi-annual recovery plan for bluefin tuna in the Eastern Atlantic and Mediterranean and amending Regulation (EC) No 520/2007		Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.
Recommendation GFCM/31/2007/3(B) by ICCAT bluefin tuna farming (06/07)	EU measures under the CFP	Council Regulation (EC) No 869/2004 of 26 April 2004 amending Regulation (EC) No 1936/2001 laying down control measures applicable to fishing for certain stocks of highly migratory fish		Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself

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				under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.
Recommendation GFCM/31/2007/3(C) by ICCAT establishing a programme for transshipment	EU measures under the CFP	Partially in Council Regulation (EC) No 869/2004 of 26 April 2004 amending Regulation (EC) No 1936/2001 laying down control measures applicable to fishing for certain stocks of highly migratory fish		Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.
Recommendation GFCM/32/2008/2 by ICCAT on Mediterranean swordfish	EU measures under the CFP	Council Regulation (EC) No 869/2004 of 26 April 2004 amending Regulation (EC) No 1936/2001 laying down control measures applicable to fishing for certain stocks of highly migratory fish Council Regulation (EC) No 520/2007 of 7 May 2007 laying down technical measures for the conservation of certain stocks of highly migratory species and repealing Regulation (EC) No 973/2001		Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.
Recommendation GFCM/33/2009/9 (A)] by ICCAT on Mediterranean swordfish	EU measures under the CFP	Council Regulation (EC) No 869/2004 of 26 April 2004 amending Regulation (EC) No 1936/2001 laying down		Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to

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		<p>control measures applicable to fishing for certain stocks of highly migratory fish</p> <p>Council Regulation (EC) No 520/2007 of 7 May 2007 laying down technical measures for the conservation of certain stocks of highly migratory species and repealing Regulation (EC) No 973/2001</p>		<p>which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.</p>
<p>Recommendation GFCM/33/2009/9 (B) by ICCAT to establish a multiannual recovery plan for bluefin tuna in the Eastern Atlantic and Mediterranean</p>	<p>EU measures under the CFP</p>	<p>COUNCIL REGULATION (EC) No 302/2009 of 6 April 2009 concerning a multiannual recovery plan for bluefin tuna in the eastern Atlantic and Mediterranean, amending Regulation (EC) No 43/2009 and repealing Regulation (EC) No 1559/2007</p>		<p>Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.</p>
<p>Recommendation GFCM/33/2009/9 (C) RECOMMENDATION 08-12 by ICCAT amending recommendation [07-10] on an ICCAT bluefin tuna catch documentation program</p>	<p>EU measures under the CFP</p>		<p>ICCAT Recommendation 08-12 has been amended by ICCAT Rec. 09-11.</p> <p>ICCAT Rec. 09-11 has been transposed into EU law through REGULATION (EU) No 640/2010 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 7 July 2010 establishing a catch</p>	<p>Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.</p>

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			documentation programme for bluefin tuna <i>Thunnus thynnus</i> and amending Council Regulation (EC) No 1984/2003	
Rec. GFCM/34/2010/4(a) concerning the recommendation by ICCAT for a management framework for the sustainable exploitation of mediterranean swordfish and replacing ICCAT recommendation [08-03]	EU measures under the CFP	Not yet transposed in EU law		Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.
Rec. GFCM/34/2010/4(b) concerning the recommendation 09-06 by ICCAT amending recommendation [08-05] to establish a multiannual recovery plan for bluefin tuna in the eastern Atlantic and Mediterranean	EU measures under the CFP	Not yet transposed in EU law	ICCAT Rec. 09-06 has been replaced by ICCAT Rec. 10-04 which is in the course of being transposed into EU law.	Conservation measures established by Regional Fisheries Management Organisations (RFMOs) to which the EU is a contracting Party, become binding on the EU itself under the respective international treaties and through Art. 216 (2) TFEU, on the Member States too.
Rec. GFCM/34/2010/4(c) concerning the recommendation by ICCAT on the conservation of thresher sharks caught in association with fisheries in the ICCAT convention area	EU measures under the CFP	Art 19.1 of COUNCIL REGULATION (EU) No 57/2011 of 18 January 2011 fixing for 2011 the fishing opportunities for certain fish stocks and groups of fish stocks, applicable in EU waters and, for EU vessels, in certain non-EU waters		